

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Council Chambers
7500 Odawa Circle
Harbor Springs, MI 49740
March 19, 2015

Closed Session: Yes

Call to Order: 9:05 a.m.

Opening Ceremony: Beatrice Law

Council Present: Secretary Julia Shananaquet, Treasurer Marcella Reyes,
Councilor Bill A. Denemy, Councilor Beatrice A. Law, Councilor Aaron Otto,

Absent: Councilor Keshick, Councilor Naganashe, Councilor Winnay
Wemigwase

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick,
Treasury Director Michael Garrow, Enjinaaknegeng General Counsel James
Bransky, Legislative Office Manager Michele LaCount

Executive Officials and Staff Present: Chairperson Gasco Bentley,

Public: Citizen

Invited Guests:

9:08 a.m. Councilor Wemigwase arrives

Motion made by Councilor Wemigwase and supported by Treasurer Reyes
to adopt the agenda of March 19, 2015 as amended.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Keshick, Councilor
Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Wemigwase to
approve the minutes of the Regular Meeting held on March 5, 2015, as
corrected.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Keshick, Councilor
Naganashe)

Motion carried.

9:32 a.m.: Elder comments

- Elder Citizen Virginia Lewis commented on Elder program cuts, marijuana cultivation. Holiday decorations

- Elder Citizen John Kawagoma spoke his concerns of changes to the elder luncheon and other elder issues. Hotel Casino and stock market crash dates.

9:30 a.m. – 9:51 a.m. Presentation by Wes Andrews regarding State Historic Preservation Office.

9:52 a.m. Councilor Naganashe arrives

Executive Updates

Discussion: Lobbyist update/report regarding funding issues. 2nd EEOC complaint received, Commercial regarding VAWA, Space constraints - Departments will be shuffling around, MIS, Enrollment clarification, Introduction of new employee Brian?? Tribal Administrator reported on Elder budget issues, Berg Farm, Staffing updates provided.

Motion made by Councilor Law and supported by Treasurer Reyes to acknowledge the verbal Executive report of Chairperson Gasco-Bentley as presented on March 19, 2015 and acknowledge the March Executive Oversight Report.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried.

Legislative Leader Report - Position is currently vacant

Secretary Report:

The following Tribal Council adopted/approved documents were delivered to the Executive for signature:

- Waganakising Odawak Statute 2015-003; Domestic Violence was delivered to the Executive Department on 03-06-15
Signed on 03-06-15.
- Waganakising Odawak Statute 2015-004; Amendment to Waganakising Odawak Statute 2008-006 Enrollment for Citizenship Statute was delivered to the Executive Department on 03-12-15.
Status of document is pending.
- Waganakising Odawak Statute 2015-005; Victim's Rights was delivered to the Executive Department on 03-06-15
Signed on 03-06-15.
- Waganakising Odawak Statute 2015-006; Amendment to Waganakising Odawak Statute 2012-010 Child Protection Statute was delivered to the Executive Department on 03-12-15.
Status of document is pending.

- Tribal Resolution- 030515-01; Decommission and Safe Removal of Pipeline Running under Straits of Mackinac was sent to the Executive Department on 03-12-15.
Status of Document is pending.

Vetoed: None

Phone Polls: None

Motion made by Treasurer Reyes and supported by Councilor Denemy to accept Secretary Shananaquet's report as presented on March 19, 2015.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried.

Treasurer Report:

Motion made by Councilor Law and supported by Councilor Naganashe to accept the Treasurer's report as presented by Treasurer Reyes on March 19, 2015.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried.

Tribal Council Member Reports:

Motion made by Treasurer Reyes and supported by Councilor Denemy to acknowledge verbal report of Councilor Law regarding her attendance at the Traditional Burial Board Meeting.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried.

Motion made by Councilor Denemy and supported by Treasurer Reyes to acknowledge receipt of written and verbal report of Secretary Shananaquet regarding Hearing 111214-01 and the verbal report regarding additional work load taken on by the Legislative administrative staff due to additional program and tribal charters, and the written and verbal Travel Report of Secretary Shananaquet regarding attendance at 2015 National RES.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried

11:00 Break

11:05 Meeting Resumes

11:05 a.m. Motion made by Councilor Law and supported by to Councilor Wemigwase to go into closed session for confidential business matters.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried

Motion made by and supported by to return to open session.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried

1 11:05 a.m. Motion made by Councilor Law and supported by to Councilor
2 Wemigwase to go into closed session for confidential business matters.

3 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

4 Motion carried

5
6 11:47 a.m. Motion made by Councilor Law and supported by Councilor
7 Wemigwase to return to open session.

8 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

9 Motion carried

10
11 11:48 a.m. Public Comment opened

12 11:51 a.m. Public Comment closed

13
14 **Tribal Council Member Reports continued:**

15 Motion made by Secretary Shananaquet and supported by Treasurer Reyes to
16 acknowledge the verbal travel report of Councilor Wemigwase regarding her
17 attendance at MAST Impact Week, held in Washington DC on March 9-11, 2015,
18 and the verbal report regarding attendance at the Water Quality Protection
19 Workgroup.

20 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

21 Motion carried.

22
23 12:12 p.m. Lunch

24 1:33 p.m. Meeting Resumes

25
26 Councilor Otto absent

27 1:36 p.m. Councilor Otto arrives

28
29 Motion made by Councilor Law and supported by Councilor Denemy to
30 acknowledge the verbal travel report of Treasurer Reyes regarding her
31 attendance at MAST Impact Week, held in Washington DC on March 9-11, 2015.

32 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

33 Motion carried.

34
35 **Tribal Council Committee Reports:**

36
37 **Gaming Authority Committee – Next meeting scheduled for 3/24/15**

38 Motion made by Secretary Shananaquet and supported by Councilor Denemy to
39 accept the verbal report of the Gaming Authority Committee as presented by
40 Councilor Otto, Committee Chairman.

41 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

42 Motion carried.

43
44 **Agriculture Assessment Work Group**

45 Motion made by Councilor Law and supported by Councilor Wemigwase to
46 accept the verbal report of the Agriculture Assessment Work Group as presented
47 by Councilor Otto, Committee member.

1 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)
2 Motion carried.

3
4 **Land and Reservation Committee** – No meeting.

5
6 **Legal Legislative Committee** - Next meeting 04/07/15 at 9:00 a.m.

7 Motion made by and supported by to accept the verbal report of the Legal
8 Legislative Committee as presented by Councilor Law, Committee Chairman.

9 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)
10 Motion carried

11
12 **2:52 p.m. Break**

13 **3:05 p.m. Resume meeting**

14
15 **Ethics Committee**

16 Motion made by Councilor Law and supported by Councilor Wemigwase to
17 accept the verbal report of the Ethic's Committee as presented by Councilor Otto,
18 Committee Chairperson.

19 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Councilor
20 Keshick)
21 Motion carried.

22
23 **3:07 p.m. Public Comment opens**

- 24 • Citizen Kaye Rowland presented housing tax credit issues recently
25 learned in a training paid for by an Enterprise Grant. Citizen Rowland
26 invited Tribal Council to participate in the up-coming trip to Wisconsin and
27 Minnesota (April 6 – 9, 2015) regarding Section 8, tax credit housing.
28 There is no other Michigan Tribe participating in this program.

29 **3:18 p.m. Public Comment closes**

30
31 **Legislative Office Reports:**

32
33 **Treasury Director Report**

34 Motion made by Councilor Wemigwase and supported by Councilor Otto to
35 accept Treasury Director Garrow's verbal and written report as presented on
36 March 19, 2015.

37 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)
38 Motion carried.

39
40 **Legislative Services Attorney Report**

41 Motion made by Councilor Law and supported by Treasurer Reyes to accept
42 Legislative Services Attorney Budnick's verbal report as presented on March 19,
43 2015.

44 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)
45 Motion carried.

46
47 **Enjinaaknegeng** – No Report

1
2 **Legislative Office Manager**

3 Motion made by Councilor Law and supported by Treasurer Reyes to accept
4 Legislative Office Manager LaCount's verbal and written report as presented on
5 March 19, 2015.

6 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

7 Motion carried.
8

9 **Action Items - Motions**

10 Motion made by Councilor Law and supported by Councilor Naganashe to
11 approve mileage for Councilor Keshick to travel to and from Ziibimijwang on
12 February 1, 2, 15, & 23, 2015 and March 1 & 2, 2015 as well as future mileage
13 on behalf of and as recommended by motion of the Ad-Hoc Agricultural Work
14 Group for reimbursement. Funding to come from Legislative Branch budgets
15 1101-0-70 & 2000-0-70.

16 Vote: 6-Yes, 1-No (Secretary Shananaquet), 0-Abstained, 1–Absent (Councilor
17 Keshick)

18 Motion carried
19

20 Motion made by Councilor Wemigwase and supported by Councilor Law to
21 approve **Certified Motion #031915-01**; Request for Funding from the U.S.
22 Department of Health and Human Services FY 2015 Family Violence Prevention
23 and Services Program

24 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

25 Motion carried
26

27 Motion made by Councilor Naganashe and supported by Councilor Otto to
28 approve **Certified Motion #031915-02**; Request for Funding from the United
29 States Department of the Interior Bureau of Indian Affairs FY 2015 Rights
30 Protection Implementation.

31 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

32 Motion carried
33

34 Motion made by Councilor Wemigwase and supported by Councilor Otto to
35 approve **Certified Motion #031915-03**; Request for Funding from the U.S.
36 Department of Justice Adult Drug Court Discretionary Grant Program FY 2015
37 White Feather Adult Drug Court Enhancements.

38 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

39 Motion carried
40

41 Motion made by Councilor Naganashe and supported by Councilor Wemigwase
42 to approve **Certified Motion #031915-04**; Request for Funding from the
43 Administration on Children, Youth and Families Tribal Court Improvement
44 Program Child Welfare Tribal State Judicial Forum.

45 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

46 Motion carried
47

1 Motion made by Councilor Law and supported by Councilor Denemy to approve
2 **Certified Motion #031915-05**; Funding from the National Endowment for the
3 Humanities America's Division of Preservation and Access Preservation
4 Assistance Grants for Small Institutions Archives Preservation Assessment.

5 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

6 Motion carried

7
8 Motion made by Councilor Wemigwase and supported by Councilor Otto to
9 approve **Certified Motion #031915-06**; Request for Funding from the Bureau of
10 Indian Affairs Road Maintenance Program Contract.

11 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

12 Motion carried

13
14 Motion made by Councilor Wemigwase and supported by Treasurer Reyes to
15 approve **Certified Motion #031915-07**; Funding from the Bureau of Indian Affairs
16 IRR Tribal Transportation Program-Funding Increase for FY2015 Funds.

17 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

18 Motion carried

19
20 Motion made by Treasurer Reyes and supported by Councilor Wemigwase to
21 approve **Certified Motion #031915-08**; Funding from the Bureau of Indian Affairs
22 P.L. 93-638 Annual Funding Agreement FY 2015 Contract Increase.

23 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

24 Motion carried

25
26 Motion made by Councilor Law and supported by Treasurer Reyes to approve
27 **Certified Motion #031915-09**; Request for Funding from U.S. Department of
28 Housing and Urban Development Native American Housing Assistance and Self-
29 Determination Act (NAHASDA) Indian Housing Block Grant Program.

30 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

31 Motion carried

32
33 Motion made by Councilor Law and supported by Treasurer Reyes to amend
34 agenda to include acknowledgment of Nomination of Wes Andrews and Ethic's
35 Hearing regarding Complaint 111214-01.

36 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

37 Motion carried

38
39 Motion made by Councilor Law and supported by Councilor Wemigwase to
40 acknowledge receipt of nomination of Wesley Andrew as the Tribal Historic
41 Preservation Officer and waive the interview process and appoint Wesley
42 Andrews as the Tribal Historic Preservation Officer to serve at the pleasure of
43 Tribal Council.

44 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

45 Motion carried

1 Motion made by Secretary Shananaquet and supported by Councilor
2 Wemigwase to approve **Certified Motion #031915-10**; Request to the Secretary
3 of the Interior to assume State Historic Preservation Office (SHPO)
4 responsibilities and establish a Tribal Historic Preservation Office Program.

5 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

6 Motion carried

7
8 Motion made by Councilor Naganashe and supported by to Councilor Otto
9 approve the Local Food Promotion Program Grant Consultant, 7 Generations
10 Architecture & Engineering, LLC.

11 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

12 Motion carried

13
14 Motion made by Councilor Law and supported by Treasurer Reyes to approve
15 Tribal Council attendance at the Ad-hoc Violence Against Women Act / Tribal
16 Law and Order Act Committee work group meetings.

17 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

18 Motion carried

19
20 Motion made by Treasurer Reyes and supported by Councilor Law to approve
21 Enrollment List C- Voluntary Relinquishment dated March 2015 for total of two.

22 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

23 Motion carried

24
25 Motion made by Treasurer Reyes and supported by Councilor Denemy to
26 approve appointment of Catherine Laba to Educational Appeals Board with term
27 ending September 21, 2018.

28 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

29 Motion carried

30
31 Motion made by Councilor Law and supported by Councilor Wemigwase to
32 approve appointment of Lily Anderson to Educational Appeals Board with term
33 ending September 21, 2018.

34 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

35 Motion carried

36
37 Motion made by Treasurer Reyes and supported by Councilor Otto to approve
38 appointment of Angela Woodin to Educational Appeals Board with term ending
39 September 21, 2017.

40 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

41 Motion carried

42
43 A Tribal Council Ethics Hearing was held on March 13, 2015, that was posted as
44 a Tribal Council Ethics Hearing and not as a “Special Meeting”; in order to rectify
45 any issue of the legitimacy of the motion made at the hearing, the motion is
46 readdressed as follows: Motion made by Councilor Otto and supported by
47 Councilor Law to dismiss the Ethics complaint 111214-01 filed against Fred

1 Kiogima after being found at a public hearing that the action was inadvertent, and
2 technical in nature.

3 Vote: 4-Yes, 0-No, 3-Abstained, 1–Absent (Councilor Keshick)

4 Motion carried

5
6 **Action Items: Roll Call Votes**

7 Motion made by Councilor Law and supported by Councilor Wemigwase to pass
8 the Tribal Human Resources Department Statute.

9 Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes,
10 Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes,
11 Treasurer Reyes-yes, Secretary Shananaquet-yes

12 Motion carried.

13
14 Motion made by Councilor Wemigwase and supported by Councilor Otto
15 to adopt **Tribal Resolution 031915-01**; Funding for Email Archival Server for
16 Legal and the Reservation Restoration Plan in the amount of \$8,235.00 to come
17 from prior period funds.

18 Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes,
19 Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes,
20 Treasurer Reyes-yes, Secretary Shananaquet-yes

21 Motion carried.

22
23
24 **Adjournment**

25 4:41 p.m. Motion made by Councilor Law and supported by Treasurer Reyes to
26 adjourn meeting.

27 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

28 Motion carried.

29
30 **Next Scheduled Meeting**

31 **April 9, 2015**

32
33 Please contact the Legislative Office at 231-242-1403 or 231-242-1404 for
34 additional updates and clarifications of these minutes as presented.

35
36 These Minutes have been read and approved as written (or) corrected: (delete
37 either the word “written” or “corrected” as pertains to how the minutes were
38 approved.)

39
40
41
42 _____
43 Julia A. Shananaquet, Tribal Council Secretary

Date